

STEVEN G. KALAR  
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VARELL L. FULLER  
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Counsel for Defendant RUELAS

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	Nos. CR 11- 00558 - LHK
	)	CR 11- 00560 - LHK
Plaintiff,	)	CR 11- 00706 - LHK
	)	
vs.	)	STIPULATION AND REQUEST TO
	)	CONTINUE SENTENCING HEARING
MICHAEL RUELAS,	)	DATE TO APRIL 17, 2013; AND
	)	<del>PROPOSED</del> ORDER
Defendant.	)	
	)	

**STIPULATION**

Defendant Michael Ruelas, by and through Assistant Federal Public Defender Varell L. Fuller, and the United States, by and through Assistant United States Attorney Thomas M. O'Connell, hereby stipulate and agree, subject to the Court's approval, that the sentencing hearing presently set for Wednesday, April 10, 2013, at 9:00 a.m., be continued to Wednesday, April 17, 2013, at 9:00 a.m.

Defendant Michael Ruelas has pled guilty and a sentencing hearing is presently set for March 27, 2013. The defense respectfully ask that the sentencing hearing date be continued one week to permit Mr. Ruelas's family to attend, who are unable to attend the April 10<sup>th</sup> sentencing hearing date. United States Probation Officer Benjamin Flores, who has prepared and submitted

1 the final Presentence Report, has been consulted about the requested continuance and has no  
2 objection.

3  
4 Dated: April 1, 2013

5 \_\_\_\_\_/s/\_\_\_\_\_  
VARELL L. FULLER  
Assistant Federal Public Defender

6  
7 Dated: April 1, 2013

8 \_\_\_\_\_/s/\_\_\_\_\_  
THOMAS M. O' CONNELL  
Assistant United States Attorney

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10 //

**[~~PROPOSED~~] ORDER**

11 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that  
12 the sentencing hearing date set for Wednesday, April 10, 2013, at 9:00 a.m. is continued to  
13 Wednesday, April 17, 2013, at 9:00 a.m.

14  
15 Dated: 4/2/13

16   
\_\_\_\_\_  
THE HONORABLE LUCY H. KOH  
United States District Court Judge